

111TH CONGRESS
2D SESSION

S. 3821

To amend title VI of the Civil Rights Act of 1964 to prohibit discrimination on the ground of religion in educational programs or activities.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 22, 2010

Mr. SPECTER introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend title VI of the Civil Rights Act of 1964 to prohibit discrimination on the ground of religion in educational programs or activities.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. NONDISCRIMINATION ON THE GROUND OF RE-**
4 **LIGION.**

5 Section 601 of the Civil Rights Act of 1964 (42
6 U.S.C. 2000d) is amended—

7 (1) by inserting “(a)” before “No person”; and

8 (2) by adding at the end the following:

9 “(b)(1) No person in the United States shall, on the
10 ground of religion, be excluded from participation in, be

1 denied the benefits of, or be subjected to discrimination
 2 under, an educational program or activity receiving Fed-
 3 eral financial assistance.

4 “(2) Paragraph (1) shall not be construed—

5 “(A) to limit an educational entity covered by
 6 section 606 with a religious affiliation, mission, or
 7 purpose from applying policies for the admission of
 8 students, criteria for attaining academic degrees,
 9 regulations governing student conduct and student
 10 organizations, or policies for the employment of fac-
 11 ulty or staff, if the corresponding policies, criteria,
 12 or regulations relate to the religious affiliation, mis-
 13 sion, or purpose;

14 “(B) to require an educational entity covered by
 15 section 606 to provide accommodation for any stu-
 16 dent’s religious obligations (including dietary restric-
 17 tions and school absences); or

18 “(C) with respect to an educational entity cov-
 19 ered by section 606 that permits expressive organi-
 20 zations to exist by funding or otherwise recognizing
 21 the organizations, to require the entity to limit such
 22 organizations from exercising their freedom of ex-
 23 pressive association by establishing criteria for their
 24 membership or leadership.”.

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